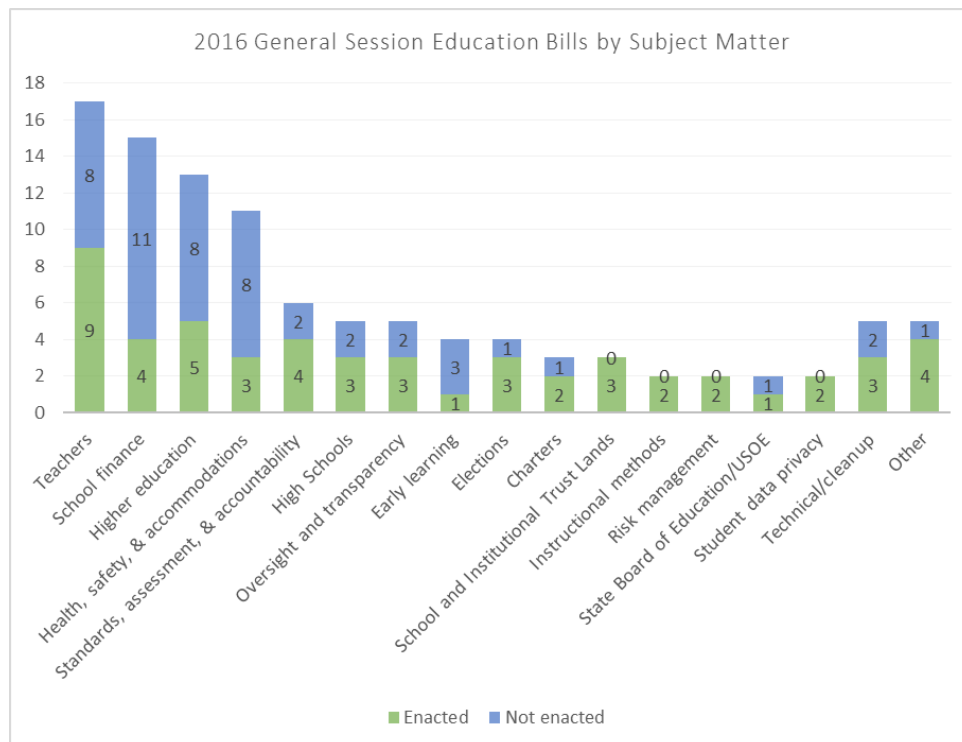


# Education Interim Committee

2016 General Session Bills May 2016



During the 2016 General Session, the Legislature introduced 91 bills related to public education and 13 bills related to higher education. Of these 104 bills, 50 public education bills and 5 higher education bills were passed into law. These totals do not include budget bills or bills that affect all state agencies generally. The figure to the right provides a breakdown of the totals by subject matter. See the table below for a summary of the education bills that were enacted by subject matter.<sup>1</sup>



## 2016 General Session Education Bills that Passed by Subject Matter

| Number          | Bill Name                              | Sponsor    | Summary  |
|-----------------|--|------------|--|
| <b>Teachers</b> |  |            |  |
| <b>HB175</b>    | Public Education Employment Amendments | Powell     | Repeals provisions requiring a public school to provide or obtain certain information about a public school employee; and enacts provisions requiring a school district, charter school, or the Utah Schools for the Deaf and the Blind to solicit information about certain employee applicants and certain volunteers. |
| <b>HB201</b>    | Student Testing Amendments             | Poulson    | Places restrictions on the use of end-of-level assessment scores for the evaluation and compensation of certain employees  |
| <b>SB51</b>     | Teacher Leader Role                    | Millner    | Creates the role of a teacher leader; and enacts provisions related to the role of a teacher leader  |
| <b>SB62</b>     | JROTC Instructor Amendments            | Dayton     | Exempts a Junior Reserve Officer's Training Corps (JROTC) instructor from holding an educator license; and requires a JROTC instructor to submit to a background check   |
| <b>SB139</b>    | Board of Education Approval Amendments | Stephenson | Directs the State Board of Education to designate an employee to engage in monitoring and other conduct related to teacher preparation programs; directs the State Board of Education to consider recommendations and make rules   |

<sup>1</sup> This list represents a good faith effort to identify education-related legislation enacted in 2016 related to education and is not meant to be exhaustive or exclusive.

## 2016 General Session Education Bills that Passed by Subject Matter

| Number                  | Bill Name   | Sponsor    | Summary   |
|-------------------------|---|------------|---|
| <b>SB93</b>             | Computer Science Initiative for Public Schools                        | Stephenson | Creates the computer science initiative; requires the STEM Action Center Board and the State Board of Education to collaborate to develop and implement the initiative; and requires the STEM Action Center Board to include information on the initiative in the board's annual report to the Education Interim Committee  |
| <b>HB331</b>            | Education Provisions  | Eliason    | Requires the State Board of Education to make recommendations on reporting certain school expenditures; enacts language related to reimbursement for a teacher who receives a certificate; amends the Teacher Salary Supplement Program to include certain certificate teachers   |
| <b>SB14</b>             | American Indian and Alaskan Native Amendments                         | VanTassell | Amends duties of the Native American Legislative Liaison Committee; creates a pilot program to fund stipend, recruitment, and retention of teachers who teach in American Indian and Alaskan Native concentrated schools; requires reporting and meetings to be held; provides a sunset date  |
| <b>SB18</b>             | Workforce Services Job Listing Amendments                             | Knudson    | Requires local education agencies to provide a list of job openings to the Utah Department of Workforce Services  |
| <b>Higher education</b> |   |            |   |
| <b>HB93</b>             | Organ Donor Amendments  | Froerer    | Requires an institution of higher education to distribute by electronic message certain information regarding organ donation  |
| <b>HB254</b>            | Resident Student Tuition Amendments                                   | Poulson    | Requires an institution of higher education to grant resident student status for tuition purposes to military service members, and their immediate family members, who maintain domicile in Utah  |
| <b>HB379</b>            | Interstate Reciprocity Agreement for Postsecondary Distance Education | Peterson   | Authorizes the State Board of Regents to execute an interstate reciprocity agreement regarding interstate offering of postsecondary distance education courses and programs   |
| <b>SB131</b>            | Utah College of Applied Technology Governance Amendments              | Urquhart   | Renames a Utah College of Applied Technology college campus an applied technology college; renames the president of the Utah College of Applied Technology the commissioner of technical education; amends the duties of the commissioner of technical education; amends provisions related to the membership of the Utah College of Applied Technology Board of Trustees; establishes a term limit for a member of the Utah College of Applied Technology Board of Trustees; amends provisions related to the appointment of an applied technology college president |
| <b>SB103</b>            | Strategic Workforce Investments                                       | Millner    | Establishes a process for investing strategically in workforce development through the development of stackable credentials   |
| <b>School finance</b>   |   |            |   |
| <b>HB25</b>             | Property Tax Changes  | McCay      | Modifies the calculation of certain property tax rates  |
| <b>HB301</b>            | School Bus Route Grant Program  | Stanard    | Creates a grant program to provide transportation funding for routes that are unsafe for a student to walk  |
| <b>SB38</b>             | School Funding Amendments   | Stephenson | Amends the definition of "district local property tax revenues" to include school district revenues expended for recreational facilities and revenues received from certain state guarantees; amends provisions that require a school district to allocate a certain portion of school district tax revenues for charter schools; creates a levy for charter  |

## 2016 General Session Education Bills that Passed by Subject Matter

| Number  | Bill Name   | Sponsor   | Summary   |
|---|---|-----------|---|
|   |   |           | school funding ; and requires certain notice on the charter school funding levy   |
| <b>SB242</b>  | Special Education Intensive Needs Fund Amendments           | Fillmore  | Provides rulemaking authority; requires the board to distribute certain special education funds in accordance with board rules; and requires the board to report to the Legislature   |
| <b><i>Oversight and transparency</i></b>                |   |           |   |
| <b>HB329</b>  | Federal Funds Procedures Act Amendments                     | Fawson    | Provides that the State Board of Education is subject to the review and approval requirements for federal funds; and specifies procedures for the State Board of Education to approve certain new federal funds requests  |
| <b>HB142</b>  | Agency Auditing Procedures for Education                    | Cutler    | Requires the State Board of Education to establish an internal audit program for programs administered by the State Board of Education; and requires an audit committee to approve internal auditing policies proposed by an agency internal audit director   |
| <b>SB91</b>   | Board of Education Amendments                               | Hillyard  | Allows the State Board of Education to enforce Title 53A, State System of Public Education, under certain circumstances; audit the use of certain state funds; require a local education agency to, in certain contracts between a local education agency and a third party contractor, include certain provisions; or appoint an attorney for certain purposes   |
| <b><i>Standards, assessment, and accountability</i></b> |   |           |   |
| <b>HB200</b>  | Student Assessment Modifications                            | Poulson   | Provides that a school district or charter school may waive certain assessment requirements for students in grade 11  |
| <b>SB125</b>  | After-school Programs Amendments                            | Escamilla | Requires the State Board of Education, in consultation with the Department of Workforce Services, to make rules that describe high quality standards for programs for elementary and secondary students that operate outside of the regular school day  |
| <b>SB149</b>  | School Grading Modifications                                | Millner   | Amends provisions related to the letter grade that is assigned to the percentage of points earned under school grading  |
| <b>SB191</b>  | School Turnaround and Leadership Development Act Amendments | Millner   | Clarifies that certain school turnaround actions may only be taken under certain circumstances; amends the date by which certain school turnaround actions shall be taken; specifies uses for School Turnaround and Leadership Development program funds  |
| <b><i>Health, safety, and accommodations</i></b>        |   |           |   |
| <b>SB43</b>   | Firearm Safety and Violence Prevention in Public Schools    | Weiler    | Creates a pilot program to provide instruction to certain public school students on firearm safety and violence prevention  |
| <b>HB460</b>  | School Resource Officers and School Administrators Training | Hollins   | Enacts provisions that require the State Board of Education to create a certain training program relating to a law enforcement officer who provides police services to a public school  |
| <b>SB232</b>  | Rescue Medication in Schools                                |           | Requires the Department of Health to develop a training program for the administration of seizure rescue medications by a school employee volunteer; requires a public school to provide training for the administration of a seizure rescue medication to a school employee who volunteers to receive training; provides for a trained school employee to administer a seizure rescue medication under |

## 2016 General Session Education Bills that Passed by Subject Matter

| Number                                      | Bill Name  | Sponsor    | Summary   |
|---|--|------------|---|
|   |  |            | certain conditions; and provides certain exemptions from liability.   |
| <b>High schools</b>                         |  |            |   |
| <b>HB182</b>                                | Concurrent Enrollment Education Amendments                     | Peterson   | Amends and reenacts concurrent enrollment provisions, including: state and local level administration of the program, student and teacher eligibility, and funding  |
| <b>SB152</b>                                | Accelerated Foreign Language Course Amendments                 | Stephenson | Requires the University of Utah to develop concurrent enrollment courses for accelerated foreign language students; and provides certain exceptions for the concurrent enrollment courses   |
| <b>HB443</b>                                | School Dropout Prevention and Recovery                         | Gibson     | Amends, repeals, and enacts provisions regarding a school's responsibility to provide dropout prevention and recovery services, including provisions regarding: enrollment options, funding; and reporting.   |
| <b>Elections</b>                            |  |            |   |
| <b>HB48</b>                                 | Election Law Amendments  | McCay      | Establishes a deadline by which an individual who wishes to become a candidate for the State Board of Education or a local school board shall submit a declaration of candidacy   |
| <b>HB158</b>                                | Campaign Funds Restrictions for County and Local School Boards | Arent      | Prohibits a county office candidate, county officer, local school board candidate, or local school board member from making a personal use expenditure.   |
| <b>SB78</b>                                 | State Board of Education Candidate Selection                   | Millner    | Repeals provisions relating to the Nominating and Recruiting Committee for the office of State Board of Education member; for the 2016 election year only, provides that candidates for the office of State Board of Education member participate in a nonpartisan primary election to narrow the number of candidates who participate in the general election; and beginning with the 2018 election year provides that members of the State Board of Education are elected through partisan election and modifies the reporting requirements of candidates for, and officeholders on, the State Board of Education |
| <b>School and Institutional Trust Lands</b> |  |            |   |
| <b>HB343</b>                                | School Administration Amendments                               | Stratton   | Provides that a reading achievement plan is a component of a school improvement plan; requires a school district or charter school to install and configure certain technology consistent with local school board or charter school governing board policies; and amends candidate and voter eligibility requirements for school community elections  |
| <b>SB72</b>                                 | School and Institutional Trust Lands Management Act Amendments | Dayton     | Amends the circumstances in which the director of the School and Institutional Trust Lands Administration may withdraw land; clarifies that mineral lease applications may be submitted and processed online; and states that the School and Institutional Trust Lands Administration and School and Institutional Trust Fund   |

## 2016 General Session Education Bills that Passed by Subject Matter

| Number                       | Bill Name   | Sponsor    | Summary  |
|------------------------------|---|------------|--|
|                              |   |            | Office shall enter into a memorandum of understanding regarding the sources of money received  |
| <b>SB109</b>                 | School and Institutional Trust Lands Amendments       | Millner    | Enacts language related to the distributions deposited in the Uniform School Fund; creates the Trust Distribution Account within the Uniform School Fund; amends language governing the disposition of revenues in the State School Fund; repeals and reenacts language related to the Invest More for Education Account; directs the School Children's Trust Section to review each school for compliance with applicable law; amends language governing the disposition of net revenues from institutional trust lands to be deposited into the respective institutional permanent funds; and enacts language related to the distributions of investment income from institutional trust funds |
| <b>Charters</b>              |   |            |  |
| <b>HB289</b>                 | Charter School Closure Amendments                     | DiCaro     | Amends provisions related to the closure of a charter school; and amends a charter school authorizer's duties  |
| <b>SB239</b>                 | School Governance Amendments                          | Stephenson | Requires a charter school authorizer to make certain reports regarding the school improvement process; enacts language related to a school district or charter school budget and budget procedures; amends provisions authorizing a governing board to make an appropriation; amends provisions governing a warrant drawn by a school budget officer; and amends provisions related to monthly budget reports  |
| <b>Instructional Methods</b> |   |            |  |
| <b>HB277</b>                 | Personalized Learning and Teaching Amendments         | Knotwell   | Enacts Title 53A, Chapter 1, Part 14, Digital Teaching and Learning Grant Program, including provisions related to: definitions, the digital teaching and learning master plan, readiness assessments, State Board of Education duties and LEA plan requirements, implementation assessments and board interventions; and procurement; sunsets the Smart School Technology Program; and repeals language related to a whole-school one-to-one mobile device technology deployment plan   |
| <b>SB143</b>                 | Competency-based Learning Amendments                  | Stephenson | Amends existing competency-based education provisions; and enacts Title 53A, Chapter 15, Part 17, Competency-Based Education Grants Program  |
| <b>Risk Management</b>       |   |            |  |
| <b>HB27</b>                  | School District Participation in Risk Management Fund | Draxler    | Removes the repeal date and committee review requirement for Section 63A-4-204, which authorizes the Risk Management Fund to provide coverage to any public school district that chooses to participate  |
| <b>HB49</b>                  | State Liability Protection for School Employees       | Oda        | Modifies certain deadlines related to public school employee participation in the Risk Management Fund   |

## 2016 General Session Education Bills that Passed by Subject Matter

| Number                                      | Bill Name                                       | Sponsor  | Summary   |
|---|---|----------|---|
| <b><i>Student Data Privacy</i></b>          |   |          |   |
| <b>HB288</b>                                | Educational Records Protection Amendments       | Hall     | Amends provisions related to the disclosure of education records as defined under federal law   |
| <b>HB358</b>                                | Student Privacy Amendments                      | Anderegg | Enacts the Student Data Protection Act; provides for student data protection governance at the state and local levels; enacts requirements for data protection and maintenance by state and local education entities and third-party contractors; enacts penalties; amends provisions related to student privacy; and enacts a requirement for notice given to a parent or guardian before a student is required to take a certain type of survey   |
| <b><i>Early Learning</i></b>                |   |          |   |
| <b>SB101</b>                                | High Quality School Readiness Program Expansion | Millner  | Requires the Department of Workforce Services to determine eligibility for an Intergenerational Poverty Scholarship; creates the Student Access to High Quality School Readiness Programs Grant Program to expand access to high quality school readiness programs for eligible students; provides for the State Board of Education to administer a home-based technology school readiness program for eligible students; creates the Intergenerational Poverty School Readiness Scholarship Program; establishes early childhood education training; and requires the State Board of Education to contract with an independent evaluator to conduct an ongoing evaluation of the effectiveness of high quality school readiness programs |
| <b><i>State Board of Education/USOE</i></b> |   |          |   |
| <b>HB445</b>                                | State School Board Amendments                   | Gibson   | Provides that compensation of members of the State Board of Education shall be the same as, and set through the same process as, compensation of members of the Legislature with certain exceptions   |
| <b><i>Technical/cleanup</i></b>             |   |          |   |
| <b>HB90</b>                                 | Education Background Check Amendments           | Handy    | Modifies provisions regarding criminal background checks for individuals associated with education entities   |
| <b>HB40</b>                                 | Agency Reporting Requirements                   | Last     | repeals certain agency requirements for reporting to the Education Interim Committee; amends the way in which agencies are required to make certain reports to the Education Interim Committee; and amends the entities to which agencies are required to make certain reports  |
| <b>HB147</b>                                | State Board of Education Revisions              | Cutler   | Deletes references to the State Office of Education; requires the State Board of Education to assume certain responsibilities formerly assigned to the State Office of Education and the state superintendent of public instruction; allows the State Board of Education to delegate duties and responsibilities to employees   |
| <b><i>Other</i></b>                         |   |          |   |

## 2016 General Session Education Bills that Passed by Subject Matter

| Number      | Bill Name   | Sponsor  | Summary  |
|-------------|---|----------|--|
| <b>HB45</b> | STEM Program Amendments                             | Peterson | Modifies the membership and duties of the STEM Action Center Board, the duties of the director of the STEM Action Center, and the rulemaking authority of the State Board of Education related to the award of STEM education endorsement incentives; and adds Utah State University Eastern to the list of educational institutions that may partner with a school district or charter school to provide a STEM related certification program |
| <b>HB43</b> | State Instructional Materials Commission Amendments | Cutler   | removes the repeal date of the State Instructional Materials Commission  |
| <b>SB86</b> | School Building Coordination                        | Jackson  | Requires a school district or charter school, before acquiring a school site or constructing a school, to notify the Department of Transportation and certain utility providers; and requires a school district or charter school to submit a child access routing plan to the Department of Transportation  |
| <b>SB67</b> | Partnerships for Student Success                    | Millner  | Creates the Partnerships for Student Success Grant Program (program); provides requirements for the program, including requiring the State Board of Education to administer the program; and coordinates the program with existing programs.   |